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Declaration
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Karen M. Hauda
Group : 1632
Applicants : R. Kucherlapati et al.
Serial No. : 08/724,752
Filed : October 2, 1996
For : HUMAN ANTIBODIES DERIVED FROM IMMUNIZED
XENOMICE



New York, New York
February 23, 2000

DECLARATION OF JANE T. GUNNISON

I, Jane T. Gunnison, declare that:

1. I am an attorney of record in the above-identified patent application.
2. I make this declaration to set forth facts related to the yeast artificial chromosome ("YAC"), YH1C, deposited in the American Type Culture Collection ("ATCC"), in connection with the above-identified application, including the permanence and availability of that deposit.

3. I am informed and believe that the YAC YH1C was deposited with and accepted by the ATCC on April 26, 1996. The YH1C deposit was assigned an ATCC accession number of 74367 and is the same YAC disclosed in this application as YH1C.

4. The address of the ATCC is shown below:

American Type Culture Collection
10801 University Boulevard
Manassas, VA 20110
Phone 703-365-2700
Facsimile 703-365-2750

5. The ATCC is recognized as an International Deposit Authority ("IDA") under the provisions of the Budapest Treaty, by the World Intellectual Property Organization ("WIPO") under the Budapest Treaty.

6. All restrictions on the availability to the public of the ATCC deposit 74367 will be irrevocably removed upon the granting of a patent in this application.

7. The ATCC deposit 74367 will be replaced if viable samples cannot be dispensed by the depository.

8. The undersigned declares further that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false

statements may jeopardize the validity of the above-identified application or any patent issuing thereon.

Jane T. Gunnison
Jane T Gunnison (Reg. No. 38,479)

Signed at New York this
23rd day of February, 2000.

I Hereby Certify that this
Correspondence is being
Deposited with the U.S.
Postal Service as First
Class Mail in an Envelope
Addressed to: ASSISTANT
COMMISSIONER FOR
PATENTS
WASHINGTON, D.C. 20231 on

February 23, 2000
Claire J. Fournier

[Signature]
Signature of Person Signing